



Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket No.: EH-10713

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GROUP 3600

In re application of: Mark E. Addis

Serial No.: 10/065,897

Filed: November 27, 2002

Title: BRUSH SEAL WITH ADJUSTABLE
CLEARANCE

Art Unit: 3671

Examiner: Hartmann, Gary S.

Applicants submit herewith Form PTO-1449 identifying patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Under 37 CFR 1.97 (b)

This Information Disclosure Statement is being filed within three months of the filing date of the application, or the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, whichever event occurs last.

Under 37 CFR 1.97 (c)

This Information Disclosure Statement is being filed *after* three months of the filing date of this national application, or the date of entry into the national stage as set forth in §1.491 in an international application, or after the mailing date of the first Office Action on the merits, whichever event occurred last, but *before* the mailing date of either a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first.

A check for _____ as specified in 37 CFR 1.97(e) is set forth below.

Fee as set forth in 37 CFR 1.17(p) - Authorization to charge Deposit Account. Please charge the amount of \$180.00 and any additional fee due, and credit any overpayment to Deposit Account No. 21-0279 duplicate copy hereof is enclosed.

Under 37 CFR 1.97(d)

This Information Disclosure Statement is being filed *after* a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first, but before, or simultaneously with, the payment of the issue fee. Applicant hereby petitions for the consideration of this Information Disclosure Statement, 37 CFR 1.97(d)(ii). A certification as specified in 37 CFR 1.97(e) is set forth below.

Authorization To Charge Deposit Account

Please charge any additional fee due, and credit any overpayment to Deposit Account No. 21-0279, Order No. EH-10713. A duplicate copy hereof is enclosed.

CERTIFICATION (37 CFR 1.97(e))

Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.

No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.



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Date: June 25, 2004

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Attorney Docket No.: EH-10713

Under 37 CFR 1.97(d)

This Information Disclosure Statement is being filed *after* a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first, but before, or simultaneously with, the payment of the issue fee. Applicant hereby petitions for the consideration of this Information Disclosure Statement, 37 CFR 1.97(d)(ii). A certification as specified in 37 CFR 1.97(e) is set forth below.

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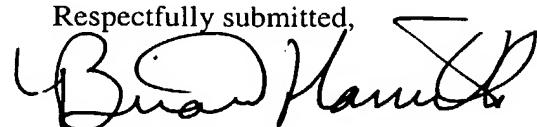
finds support in paragraph 26. The newly added claims define inventions that are patentable over the cited references.

Conclusion

In light of the foregoing, Applicant submits that the claims are now in condition for allowance. Applicant requests that the Examiner reconsider and withdraw the restriction requirement and rejection. Applicant solicits the allowance of Claims 1-7 and 9-24 at an early date.

Applicant authorizes the Commissioner to charge the \$72 fee ($4 \times \$18 = \72) due under 37 CFR 1.16(c) for the presentation of four (4) claims in excess of twenty (20), and any fee due under 37 CFR 1.16 or 17, or to credit any overpayments, during prosecution of this Application, to Deposit Account Number 21-0279.

Respectfully submitted,



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U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	File No. EH-10713	Serial No. 10/065,897
Applicant(s): Mark E. Addis		
Filing Date: November 27, 2002		Art Unit: 3671

U.S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
5	0 469 826	07/29/91	EP			
6	0 652 539	03/03/99	EP			
7	0 875 365	03/26/03	EP			
8	2 347 522	09/06/00	GB			
9	2 353 124	02/14/01	GB			
10	99/06673	02/11/99	WO			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Patents, etc.)

Examiner	Date considered
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.